
From: John McCoy [jmccoy@mlllaw.com]
Sent: Sunday, May 26, 2013 6:49 PM
To: Mark Grotefeld
Cc: John McCoy; david.vansoest@tceq.texas.gov; kelly.cook@tceq.texas.gov; kathleen.decker@tceq.texas.gov; susan.jablonski@tceq.texas.gov; don.holmstrom@csb.gov; daniel.horowitz@csb.gov; chris.lyon@csb.gov; johnnie.banks@csb.gov; Quinones, Edwin; Hayes, Mark; lewis.jeffrey@dol.gov; Le, Madeleine - SOL; rector.jack@dol.gov; Schoen, Michael - SOL; Hayes Fuller; Charles Keith; Matt Wilber; Mark Grotefeld; Zona Jones; Jim Klick; Patrick Gareis; Waylon Pickett; Anooj Thakrar; Kevin Mosley; ktaunton@ttsslawfirm.com; fredwilson@up.com; Laurence Leavitt; Brook Laskey; Eugene LaFlamme; Matt Rosek; Lori Brown
Subject: Re: AN removal draft protocol

My understanding is the AN will not be removed before the 4th. So that can be hammered out before it is removed. By the interested parties.

Sent from my iPhone

On May 26, 2013, at 6:32 PM, "Mark Grotefeld" <mgrotefeld@ghlaw-llp.com> wrote:

John:

I am having our experts review. The immediate questions that come to mind are: (1) whether 3 samples are sufficient, and (2) from where within the railcar the samples will be drawn.

Again, I am awaiting word back from our experts over the holiday weekend.

Regards,

Mark S. Grotefeld
Grotefeld Hoffmann

On May 25, 2013, at 1:21 PM, "John McCoy" <jmccoy@mlllaw.com> wrote:

All,

Attached is the draft protocol for AN removal at the site.

I understand state and federal agencies want the removal to occur as soon as possible and before the inspection of June 3-4.

This protocol was put together in consultation with the AN manufacturer. A representative of the AN manufacturer was brought on site on Wednesday of last week to observe the rail car and its contents.

I would like to get approval for TCEQ on this plan or advise of changes.

I understand that the railroad, UP, is interested in removing the railcar once the AN is removed. They are on this e-mail and we ask they coordinate with Crane Engineering for this removal. It will require a protocol that is acceptable to the people on this e-mail.

When we have an approved plan to remove the AN and railcar we will pick a date to implement the plan. We plan to video that removal and share with all "interested parties".

We do not intend to have all "interested parties" attend the removal of the AN or the railcar.

John

John V. McCoy
McCoy Leavitt Laskey LLC
Riverwood Corporate Center III
N19 W24200 Riverwood Drive
Suite 125
Waukesha, WI 53188
Phone: (262) 522-7007
Fax: (262) 522-7020

NEW: JMcCoy@MLLlaw.com
www.MLLlaw.com

THE INFORMATION CONTAINED IN THIS EMAIL COMMUNICATION AND ANY ATTACHMENT(S) TO IT IS/ARE INTENDED FOR THE EXCLUSIVE USE OF THE INTENDED ADDRESSEE(S) AND MAY CONTAIN INFORMATION THAT IS CONFIDENTIAL AND/OR PRIVILEGED AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF YOU ARE NOT THE INTENDED RECIPIENT(S) AND HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY McCOY LEAVITT LASKEY LLC AT 262-522-7007 OR MY EMAIL AT JMcCoy@MLLlaw.com. DELETE THIS EMAIL AND DESTROY ALL COPIES AND ANY ATTACHMENTS.

From: Charles Keith [<mailto:chuckk@craneengineering.com>]
Sent: Thursday, May 23, 2013 8:55 PM
To: John McCoy
Cc: Matt Wilber
Subject: AN removal draft protocol

John

Here is a draft protocol for your review.

Please call to discuss

C

Charles G. Keith, P.E.
Crane Engineering
2355 Polaris Lane North
Plymouth, MN 55447
(763) 557-9090
(800) 538-2797
Fax (736) 557-0710
chuckk@CraneEngineering.com
www.CraneEngineering.com

<image001.jpg>

This is a transmission from Crane Engineering, Inc. and may contain information which is privileged and confidential. If you are not the addressee, note that any disclosure, copying, distribution, or use of the contents of this message is prohibited. If you have received this transmission in error, please destroy it and notify us immediately at 763-557-9090.

<AN removal protocol draft.docx>